

S-5224

Amend Senate File 2338 as follows:

1. Page 56, after line 26 by inserting:

<DIVISION

ADMINISTRATIVE RULES

Sec. _____. NEW SECTION. 17A.4B Job impact statement.

1. *a.* "Benefit" means the reasonably identifiable and quantifiable positive effect or outcome that is expected to result from implementation of a rule.

b. "Cost" means reasonably identifiable, significant, direct or indirect, economic impact that is expected to result from implementation of and compliance with a rule.

c. "Cost-benefit analysis" means regulatory analysis to provide the public with transparency regarding the cost-effectiveness of a rule, including the economic costs and the effectiveness weighed by the agency in adopting the rule. "Cost-benefit analysis" includes a comparison of the probable costs and benefits of a rule to the probable costs and benefits of less intrusive or less expensive methods that exist for achieving the purpose of the rule.

d. "Jobs" means private sector employment including self-employment and areas for potential for employment growth.

e. "Jobs impact statement" means a statement that does all of the following:

(1) Identifies the objective of a rule and the applicable section of the statute that provides specific legal authority for the agency to adopt the rule.

(2) Identifies and describes the cost that the agency anticipates state agencies, local governments, the public, and the regulated entities, including regulated businesses and self-employed individuals, will incur due to the implementation of and complying with a rule.

(3) Determines whether a rule would have a positive or negative impact on private sector jobs and employment opportunities in Iowa.

(4) Describes and quantifies the nature of the impact a rule will have on private sector jobs and employment opportunities including the categories of jobs and employment opportunities that are affected by the rule, and the number of jobs or potential job opportunities and the regions of the state affected by the rule.

(5) Identifies, where possible, the additional costs to employers per employee due to implementation of and complying with a rule.

1 (6) Includes other relevant analysis requested by
2 the administrative rules coordinator.

3 2. Prior to implementation of a rule, an agency
4 shall take steps to minimize the adverse impact on jobs
5 and the development of new employment opportunities due
6 to implementation of the rule.

7 3. An agency shall provide a jobs impact statement
8 to the administrative rules coordinator prior to
9 publication of a notice of intended action or the
10 publication of a rule without notice.

11 4. The jobs impact statement shall be published as
12 part of the preamble to the notice of rulemaking in the
13 Iowa administrative bulletin, unless the administrative
14 rules coordinator determines that publication of the
15 entire jobs impact statement would be unnecessary or
16 impractical.

17 5. An agency shall accept comments and information
18 from stakeholders prior to final preparation of the
19 jobs impact statement. Any concerned private sector
20 employer or self-employed individual, potential
21 employer, potential small business, or member of the
22 public may submit information relating to a jobs impact
23 statement upon a request for information or prior
24 to publication of a notice of intended action by an
25 agency.

26 6. If a jobs impact statement is revised after a
27 notice of intended action is published, the revised
28 jobs impact statement shall be published as part of the
29 preamble to the adopted version of the rule, unless
30 the administrative rules coordinator determines that
31 publication of the entire jobs impact statement would
32 be unnecessary or impractical.

33 7. The analysis in the jobs impact statement shall
34 give particular weight to jobs in production sectors
35 of the economy which includes the manufacturing and
36 agricultural sectors of the economy and includes
37 analysis, where applicable, of the impact of the rule
38 on expansion of existing businesses or facilities.

39 8. The administrative rules coordinator may
40 waive the jobs impact statement requirement for rules
41 proposed on an emergency basis or if unnecessary or
42 impractical.

43 Sec. _____. Section 17A.7, subsection 2, Code 2011,
44 is amended by striking the subsection and inserting in
45 lieu thereof the following:

46 2. Beginning July 1, 2012, over each five-year
47 period of time, an agency shall conduct an ongoing
48 and comprehensive review of all of the agency's
49 rules. The goal of the review is the identification
50 and elimination of all rules of the agency that are

1 outdated, redundant, or inconsistent or incompatible
2 with statute or its own rules or those of other
3 agencies. An agency shall commence its review by
4 developing a plan of review in consultation with major
5 stakeholders and constituent groups. When the agency
6 completes its five-year review of its rules, the
7 agency shall provide a summary of the results to the
8 administrative rule coordinator and the administrative
9 rules review committee.>
10 2. By renumbering as necessary.

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